

REMARKS

Responsive to the requirement for restriction, applicant elects Group I, claims 1-9, drawn to a method, with traverse.

The requirement cannot properly be repeated against the claims as now constituted, for the following reasons.

1. Claim 11 is an apparatus claim coextensive in scope with method claim 1 and hence indivisible therefrom.
2. The method of claim 1 cannot be practiced without the device of claim 11.
3. The device of claim 11 cannot perform a method other than that of claim 1.
4. There is not even one-way distinctness between claims 1 and 11, much less two-way distinctness.
5. Claim 11, drawn to the device, is indivisible from claim 10, also drawn to the device.
6. Separate classification is no indication of the propriety of a requirement for restriction. Classification is solely for the convenience of the Patent Office and the searching public and cannot limit an applicant's rights in any way.

Accordingly, an action on the merits of all the claims is respectfully requested..

The Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 25-0120 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17.

Respectfully submitted,

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